

# **Exhibit 59**

**From:** Robert Klugman <rklugman@storcapital.com>  
**To:** Rosenberg, Todd  
**Sent:** 9/26/2010 4:44:51 PM  
**Subject:** Re: Updated Draft Equity Arbitrage Transaction Agreement

Was a time set for tomorrow? Late morning is better but I can be flexible.

On Sep 22, 2010, at 4:44 PM, "Rosenberg, Todd" <[TRosenberg@crowell.com](mailto:TRosenberg@crowell.com)> wrote:

Sanjay/Raj/Rob,

Subject to Argre's further review and comment, attached is an updated draft of the agreement reflecting the points discussed on yesterday's call, including comments received from Rob after Sanjay/Raj had to drop off.

We have provided some revised language in an attempt to address the situation where investment in a transaction may be limited by availability of leverage or regulatory factors, though we understand based on the call that Sanjay/Raj may revert with some additional feedback in this regard. We thought that the additional clarifying language might help to resolve this point.

Please advise as to availability for a call on Monday to hopefully resolve any remaining outstanding issues.

<<13188245-v4-Equity Arbitrage Transaction Agreement.DOC>> <<Change-Pro Redline - 13188245-v2-Equity Arbitrage Transaction Agreement and 13188245-v4-Equity Arbitrage Transaction Agreement.doc>>

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